

Petition for review granted (civil case)
 Votes: George, C. J., Kennard, Werdegarr, Chin, and Corrigan, JJ.
 Moreno, J., was absent and did not participate.

Petition for review granted; issues limited (criminal case)

The issue to be briefed and argued is limited to the following: Must an appellate court perform a comparative juror analysis for the first time on appeal to evaluate the genuineness of the prosecutor's reasons for peremptorily challenging prospective jurors? (See *People v. Avila* (2006) 38 Cal.4th 491, 546; *People v. Guerra* (2006) 37 Cal.4th 1067, 1106.)

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, and Corrigan, JJ.
Moreno, J., was absent and did not participate.

S147926 C049573 Third Appellate District **PEOPLE v. JENKINS (RONALD)**
Review granted/briefing deferred (8.512(d)(2) criminal case)
Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Sloan*, S132605 and *People v. Izaguirre*, S132980 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.
Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, and Corrigan, JJ.
Moreno, J., was absent and did not participate.

S148635 A115411 First Appellate District, Div. 1**SONOMA, COUNTY OF v.
W.C.A.B. (DUCKETT)**

Review granted/briefing deferred (8.512(d)(2) civil case)

Further action in this matter is deferred pending consideration and disposition of a related issue in *Brodie v. W.C.A.B.*, S146979 and *Welcher v. W.C.A.B.*, S147030 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, and Corrigan, JJ.

Moreno, J., was absent and did not participate.

S148251 A115761 First Appellate District, Div. 4**ALAMEDA COUNTY SOCIAL
SERVICES v. W.C.A.B.
(JACKSON)**

Petition for review granted; transferred to CA 1/4

The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division Four with directions to vacate its order dismissing the petition for writ of review for lack of jurisdiction and to reconsider the petition for writ of review on the merits.

Votes: George, C. J., Baxter, Werdegarr, Chin, and Corrigan, JJ.

Moreno, J., was absent and did not participate.

S147651**STEELE (RAYMOND EDWARD)
ON H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for writ of habeas corpus filed on October 30, 2006, is denied.

All claims are denied on the merits. Except to the extent claims 13 and 14 allege the death penalty law is unconstitutional, claims 1-15, 17, 20, 26-28, 30 are, separately and independently, denied as untimely (*In re Robbins* (1998) 18 Cal.4th 770 and *In re Clark* (1993) 5 Cal.4th 750) and successive (*In re Robbins, supra*, at p. 788, fn. 9; *In re Clark, supra*, at pp. 767-768; *In re Horowitz* (1949) 33 Cal.2d 534, 546-547). Except for allegations of ineffective assistance of counsel and to the extent claims 13 and 14 allege the death penalty law is unconstitutional, claims 1, 3-10, 13-14 are, separately and independently, denied on the ground that they could have been, but were not, raised on appeal. (*In re Harris* (1993) 5 Cal.4th 813, 825, fn. 3, 829-841; *In re Dixon* (1953) 41 Cal.2d 756, 759.) Claim 2 is barred, separately and independently, by *In re Waltreus* (1965) 62 Cal.2d 218, 225, to the extent it reiterates the claim of error raised on appeal and by *In re Dixon, supra*, at page 759, to the extent it was not raised on appeal.

Moreno, J., was absent and did not participate.

S147661 B186072 Second Appellate District, Div. 7 **PEOPLE v. RUTTER (JOHN)**
Petition for review denied.
Moreno, J., was absent and did not participate.

S147874 A109762 First Appellate District, Div. 1 **OKEEFFE (GREGORY P.) v.
DALEY (RONALD)**
Petition for review & publication request denied.
Moreno, J., was absent and did not participate.

S147898 B187029 Second Appellate District, Div. 6 **PEOPLE v. HANNIBAL
(CLARENCE)**
Petition for review denied.
Kennard, J., is of the opinion the petition should be granted.
Moreno, J., was absent and did not participate.

S147899 E038773 Fourth Appellate District, Div. 2 **PEOPLE v. REAZA (RONNIE
CRUZ)**
Petition for review denied.
Moreno, J., was absent and did not participate.

S147900 G035470 Fourth Appellate District, Div. 3 **WELLS FARGO BANK
MINNESOTA NATIONAL
ASSOCIATION v. B.C.B.U.**
Petition for review denied.
Baxter and Corrigan, JJ., were recused and did not participate.

S147953 G035719 Fourth Appellate District, Div. 3 **DEFFNER (FLORA LINDA),
MARRIAGE OF**
Petition for review denied; CA opinion decertified.
The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal filed September 28, 2006, which appears at 143 Cal.App.4th 662. (Cal. Const., art. VI, section 14; rule 8.1125(c)(1), Cal. Rules of Court.)
Baxter, J., is of the opinion the petition should be granted.
Moreno, J., was absent and did not participate.

S147960 G036102 Fourth Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

**SEIKO CORPORATION OF
AMERICA v. DAVIS (THOMAS C.)**

S147968 G035831 Fourth Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. VU (ANDREW
KHAC)**

S147989 C053360 Third Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**G. (GABRIELLE) v. S.C.
(PEOPLE)**

S148001 B193775 Second Appellate District, Div. 8

Petition for review denied.

Moreno, J., was absent and did not participate.

**CALLAHAN (GERALD
EDWARD) ON H.C.**

S148010 G035739 Fourth Appellate District, Div. 3

LOANS,

Petition for review denied.

Moreno, J., was absent and did not participate.

**CREDIT MANAGERS
ASSOCIATION OF
CALIFORNIA v.
COUNTRYWIDE HOME
INC.**

S148012 E041597 Fourth Appellate District, Div. 2

Petition for review denied.

Moreno, J., was absent and did not participate.

**BALLESTEROS (VICTOR) ON
H.C.**

S148015 E038919 Fourth Appellate District, Div. 2
Petition for review denied.
Moreno, J., was absent and did not participate.

HUBERT (STEVEN W.) ON H.C.

S148057 G036063 Fourth Appellate District, Div. 3
Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. LANDA (SANTOS)

S148069 H028559 Sixth Appellate District

Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. ABBOTT (BRADLEY STANTON)

S148081 F048014 Fifth Appellate District

Petition for review denied.
Baxter, J., was recused and did not participate.
Moreno, J., was absent and did not participate.

PEOPLE v. CONTRERAS (JOHN PAUL)

S148096 E031542 Fourth Appellate District, Div. 2
Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. IBARRA (JOSE)

S148098 E041612 Fourth Appellate District, Div. 2
Petition for review denied.
Moreno, J., was absent and did not participate.

GEORGE (HOLLISTER) ON H.C.

S148123 E040000 Fourth Appellate District, Div. 2

Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. LIMON (DANIEL MARTINEZ)

S148126 G037700 Fourth Appellate District, Div. 3
Petition for review denied.
Moreno, J., was absent and did not participate.

SESMA (ROBERT) ON H.C.

S148142 D049215 Fourth Appellate District, Div. 1
Petition for review denied.
Moreno, J., was absent and did not participate.

CECENA (JESUS) ON H.C.

S148146 B184921 Second Appellate District, Div. 7

Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. BONDS (ANDREW
LAMONT)**

S148188 F049035 Fifth Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. MURO (BENITO)

S148193 B188113 Second Appellate District, Div. 4

Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. DEMIRDJIAN
(MICHAEL)**

S148194 E038845 Fourth Appellate District, Div. 2

Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. RANDOLPH
(RANDY)**

S148195 C054042 Third Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

SAEPHARN (LOWLIN) ON H.C.

S148200 B187368 Second Appellate District, Div. 4

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. WALKER
(CORNELL)**

S148202 B194718 Second Appellate District, Div. 1

Petition for review denied.

Moreno, J., was absent and did not participate.

**VILLALTA (JOSE BONILLA) v.
S.C. (PEOPLE)**

S148212 E041654 Fourth Appellate District, Div. 2

Petition for review denied.

Moreno, J., was absent and did not participate.

**ALEXANDER (RASHEED) v. S.C.
(PEOPLE)**

S148213 B186070 Second Appellate District, Div. 5

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. GUTIERREZ
(ALFREDO G.)**

S148236 B194742 Second Appellate District, Div. 5

Petition for review denied.

Moreno, J., was absent and did not participate.

GUERRERO (ALBERT) ON HC

S148291 A115303 First Appellate District, Div. 5

Petition for review denied.

Moreno, J., was absent and did not participate.

DORTHICK (MELVIN) ON H.C.

S148302 H030753 Sixth Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**HERNAN (KEVIN T.) v. S.C.
(SCHINK)**

S148329 H029423 Sixth Appellate District

**PEOPLE v. STARRETT
(MICHAEL)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148337 B194412 Second Appellate District, Div. 2

Petition for review denied.

Moreno, J., was absent and did not participate.

**VALENZUELA (ALFREDO) v.
S.C. (PEOPLE)**

S148362 G034489 Fourth Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. PLESHE (GERALD
ROBERT)**

S148376 B182712 Second Appellate District, Div. 6

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. VALENTINE
(VINCENT)**

S148382 C051165 Third Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. PURCARO
(WILLIAM)**

S148390 B184692 Second Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. DUNSON
(TERRENCE ANTONIO)**

S148403 B183952 Second Appellate District, Div. 8

Petition for review & publication request denied.

Moreno, J., was absent and did not participate.

S148476 F048519 Fifth Appellate District

Petition for review denied.

**FOUNTAIN PARK
COOPERATIVE, INC. v.
LAVELLE (RICHARD)**

**RANKIN (ROBERT LEE) v.
VALVERDE (GEORGE)**

Moreno, J., was absent and did not participate.

S148491 B185518 Second Appellate District, Div. 5
Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. RIVERA (EDUARDO)

S148512 A111073 First Appellate District, Div. 2
Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. SIBLEY (LARON)

S148526 B185752 Second Appellate District, Div. 8
Petition for review denied.
Moreno, J., was absent and did not participate.

**PEOPLE v. MENDOZA
(ADRIAN)**

S148531 F049869 Fifth Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

P. (SKYLAR), IN RE

S148535 A113549 First Appellate District, Div. 4
Petition for review & publication request denied.
Moreno, J., was absent and did not participate.

**HENRY (KEESHA) v. VICTOR
(DOLORES)**

S148542 B181774 Second Appellate District, Div. 4
Petition for review denied.
Moreno, J., was absent and did not participate.

**3570 EAST FOOTHILL BLVD.,
INC. v. CITY OF PASADENA**

S148556 B186939 Second Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

**CRONAN (DEBRA K.),
MARRIAGE OF**

S148559 B188595 Second Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. RIOS (ANTHONY
DIAZ)**

S148565 A112242 First Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. SANCHEZ (EDDIE
JOSEPH)**

S148590 F046834 Fifth Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**BANUELOS (IRMA CANTU),
MARRIAGE OF**

S148595 B182477 Second Appellate District, Div. 7

Petition for review denied.

Moreno, J., was absent and did not participate.

**AGUIAR (HERMELINDA) v.
CINTAS CORPORATION NO. 2**

S148609 G036347 Fourth Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. HALLET (DARIN
ANTHONY)**

S148702 C046234 Third Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. HARROD (ALLEN
REX)**

S148742 B188389 Second Appellate District, Div. 6

Petition for review denied.

Moreno, J., was absent and did not participate.

**BRAND (BARRY), MARRIAGE
OF**

S148758 F049901 Fifth Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

L. (ALEXIS), IN RE

S148784 D047056 Fourth Appellate District, Div. 1

Petition for review denied.

Moreno, J., was absent and did not participate.

**PEOPLE v. KOCHER (SHELDON
R.)**

S148787 E038958 Fourth Appellate District, Div. 2

Petition for review & publication request denied.

Moreno, J., was absent and did not participate.

**VAUGHN (LEON E.) v. GAREN
(CLARK)**

S148794 E038484 Fourth Appellate District, Div. 2

Petition for review denied.

Moreno, J., was absent and did not participate.

PEOPLE v. MOLINER (HUGH)

S148806 H030683 Sixth Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

**HERNANDEZ (ANTONIO G.) v.
S.C. (PEOPLE)**

S148822 B185244 Second Appellate District, Div. 7

Petition for review denied.

Moreno, J., was absent and did not participate.

**HANCOCK (GREORY) v. S.C.
(AMERICAN WEST HOMES)**

S148827 B176929 Second Appellate District, Div. 6

**WRIGHT (A. J.) v. CITY OF
MORRO BAY**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148833 G035825 Fourth Appellate District, Div. 3

**PEOPLE v. CISNEROS
(MANUEL CORONA)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148852 B186052 Second Appellate District, Div. 6

**PEOPLE v. LUCAS (LAMONT
CORTEZ)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148853 A109002 First Appellate District, Div. 2

**PEOPLE v. SALGADO (ORMIS
LOPEZ)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148858 B185903 Second Appellate District, Div. 5

**PEOPLE v. KAPALUNGAN
(MICHAEL)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148859 C054103 Third Appellate District

**NADJMABADI (ESMAIL) v. S.C.
(MEDICAL BOARD OF
CALIFORNIA)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148862 A110895 First Appellate District, Div. 2

PEOPLE v. AGUIRRE (JOSEPH)

Petition for review denied.

Moreno, J., was absent and did not participate.

S148868 B184183 Second Appellate District, Div. 4

**PEOPLE v. GRAY (DAVID
GRANT)**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148871 F049071 Fifth Appellate District

Petition for review denied.

Moreno, J., was absent and did not participate.

PEOPLE v. WARD (WILLIAM JAY)

S148876 B186815 Second Appellate District, Div. 5

Petition for review denied.

Moreno, J., was absent and did not participate.

PEOPLE v. CAMPOS (LARRY)

S148881 A112137 First Appellate District, Div. 1

Petition for review denied.

Moreno, J., was absent and did not participate.

CAMPBELL (PATRICK M.) v. PHILLIPS & COHEN

S148885 G035865 Fourth Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

PEOPLE v. CARLSON (SKYLAR TREE)

S148894 E038647 Fourth Appellate District, Div. 2

Petition for review denied.

Moreno, J., was absent and did not participate.

PEOPLE v. GARCIA (ALEX STEVEN)

S148911 B178202/B182100 Second Appellate District, Div. 2 **MARX (TED) v. STORAGE TECHNOLOGY CORPORATION**

Petition for review denied.

Moreno, J., was absent and did not participate.

S148912 A111693 First Appellate District, Div. 3

Petition for review denied.

Moreno, J., was absent and did not participate.

PEOPLE v. WATTS (ANGELO DARNELL)

S148919 D047557 Fourth Appellate District, Div. 1 **A. (ABDULKADIR), IN RE**
Petition for review denied.
Moreno, J., was absent and did not participate.

S148924 D046543 Fourth Appellate District, Div. 1 **PEOPLE v. GATES (WILLIAM)**
Petition for review denied.
Moreno, J., was absent and did not participate.

S148926 G034936/G035376 Fourth Appellate District, Div. 3 **MILES (ANN R.) v. OKUN (DAVID B.)**
Petition for review denied.
Moreno, J., was absent and did not participate.

S148933 G036570 Fourth Appellate District, Div. 3 **PEOPLE v. FLETCHER (VIRGINIA)**
Petition for review denied.
Moreno, J., was absent and did not participate.

S148934 E038827 Fourth Appellate District, Div. 2 **PEOPLE v. GRAZIDE (PHILLIP FRANCIS ANTHONY)**
Petition for review denied.
Moreno, J., was absent and did not participate.

S148948 B189048 Second Appellate District, Div. 3 **PEOPLE v. NAVARRO (JOSE LUIS)**
Petition for review denied.
Moreno, J., was absent and did not participate.

S148958 B186182 Second Appellate District, Div. 1
Petition for review denied.
Moreno, J., was absent and did not participate.

J. (ARTURO), IN RE

S148959 H028994 Sixth Appellate District

**KATZ (AARON L.) v.
CAMPBELL UNION HIGH
SCHOOL DISTRICT**

Petition for review denied.
Moreno, J., was absent and did not participate.

S148960 D047177 Fourth Appellate District, Div. 1
Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. HUBKA (VERNE R.)

S149020 A112801 First Appellate District, Div. 3
Petition for review denied.
Moreno, J., was absent and did not participate.

PEOPLE v. EASLEY (CLAUDIE)

S149028 B187431 Second Appellate District, Div. 8

**ALZUBI (AHMED) v.
AMERICAN ISLAMIC
INSTITUTE OF ANTELOPE
VALLEY**

Petition for review denied.
Moreno, J., was absent and did not participate.

S149033 F049749 Fifth Appellate District
Petition for review denied.
Moreno, J., was absent and did not participate.

S., JR. (T.), IN RE

S149136 B187412 Second Appellate District, Div. 5

**PEOPLE v. FERNANDEZ (NERY
JAVIER)**

Petition for review denied.
Moreno, J., was absent and did not participate.

S149382

Petition for writ of mandate/prohibition & stay denied.
Moreno, J., was absent and did not participate.

**HAYCOCK (DON H.) v. CA 2/4
(MCMULLEN)****S149435** E041961 Fourth Appellate District, Div. 2

Petition for review and application for stay denied.
Moreno, J., was absent and did not participate.

**NICHOLSON (GREG L.) v. S.C.
(MCMULLEN)****S149477** D050048 Fourth Appellate District, Div. 1

Petition for review and application for stay denied.
Moreno, J., was absent and did not participate.

**RODDY (MICHAEL M.) v. S.C.
(BROWN)****S142368**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

NUNEZ (JOE) ON H.C.**S143171**

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
Moreno, J., was absent and did not participate.

ROBB (JOHN) ON H.C.**S143303**

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
Moreno, J., was absent and did not participate.

MORALES (JESUS) ON H.C.**S143325**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Miller* (1941) 17 Cal.2d 734.)
Moreno, J., was absent and did not participate.

SINCLAIR (NELSON) ON H.C.

S143341

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

GIBSON (GREG) ON H.C.**S143345**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

DAVIS (DWAIN E.) ON H.C.**S144285**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

ROSALES (DANNY SAUL) ON H.C.**S144413**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

WONG (SONNY JOSHUA) ON H.C.**S144440**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

HOSKINS (RUDOLPH) ON H.C.**S144480**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
Moreno, J., was absent and did not participate.

CRAYON (RICKIE) ON H.C.**S144481**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)
Moreno, J., was absent and did not participate.

WEATHERMON (WARREN KYLE) ON H.C.

S144493**PRICE (JEFFREY) ON H.C.**

Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Moreno, J., was absent and did not participate.

S144507**DELANDER (STEVEN
WILLIAM) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756.)

Moreno, J., was absent and did not participate.

S144574**PERATER (TRAVON KEITH)
ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756.)

Moreno, J., was absent and did not participate.

S144576**GRIMES (GERALD R.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S144598**MURGUIA (GREGORIO) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Moreno, J., was absent and did not participate.

S144636**REDMAN (EUGENE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S144639**GARCIA (JOSE) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144640**MESA (RICHARD) ON H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144645

**DUNCAN (IAN SHAYNE) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)
Moreno, J., was absent and did not participate.

S144652

VARELA (MICHAEL) ON H.C.

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144657

**MAINWARING (TROY DEAN)
ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dixon* (1953) 41 Cal.2d 756.)
Moreno, J., was absent and did not participate.

S144662

DAVIS (ISIAH) ON H.C.

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
Moreno, J., was absent and did not participate.

S144664

FRANK (WARREN) ON H.C.

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218.)
Moreno, J., was absent and did not participate.

S144665

**DOMINGUEZ (ARMANDO
STEVE) ON H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S144690

BROWN (DAVID) ON H.C.

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144715

**VALLEY, SR. (RICKY
BENJAMIN) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Waltreus* (1965) 62 Cal.2d 218.)

Moreno, J., was absent and did not participate.

S144719

**TAYLOR, JR. (FRANKIE LEE)
ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dixon* (1953) 41 Cal.2d 756.)

Moreno, J., was absent and did not participate.

S144725

**BUTLER, SR. (DENNIS) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Dixon* (1953) 41 Cal.2d 756; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

S144743

**COLLIER (KEITH WENDELL)
ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144752

DELONGIS (MICHAEL) ON H.C.

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144783

**RAMIREZ (LAWRENCE) ON
H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144801

**WASHINGTON (DARNELL) ON
H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S144820

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

STRACK (KEVIN) ON H.C.**S144836**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

BROWN (TYRELL TRAVIS) ON H.C.**S144842**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

GARCIA (ENRIQUE) ON H.C.**S144845**

Petition for writ of habeas corpus denied. (See *In re Dixon* (1953) 41 Cal.2d 756; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Moreno, J., was absent and did not participate.

STEWART, JR. (WILLIE) ON H.C.**S144874**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709; *In re Miller* (1941) 17 Cal.2d 734.)

Moreno, J., was absent and did not participate.

SHAMBURGER (JAMES LUM) ON H.C.**S144914**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

MORENO (NABOR) ON H.C.**S144923**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

KLENE (JOHN) ON H.C.

S144926

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

DYKES (DEWITT M.) ON H.C.**S144932**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**WINSTON (DERRICK DEON)
ON H.C.****S144947**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**MARTINEZ (KENNETH LEE)
ON H.C.****S144954**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

WORMLEY (TYRIN J.) ON H.C.**S144959**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**BALLARD (CHRISTOPHER) ON
H.C.****S144962**

Petition for writ of habeas corpus denied. (See *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756.)
Moreno, J., was absent and did not participate.

**LACHAPPELLE (KIM ALLEN)
ON H.C.****S144965**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**BROWNER (WESLEY L.) ON
H.C.**

S145028

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

BELDON (GERALD) ON H.C.**S145051**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
Moreno, J., was absent and did not participate.

VASQUEZ (LOUIE C.) ON H.C.**S145064**

Petition for writ of habeas corpus denied. (See *In re Wessley W.* (1981) 125 Cal.App.3d 240, 246; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)
Moreno, J., was absent and did not participate.

**PIGEE (DOUGLAS SHARRON)
ON H.C.****S145267**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

BLAKE (WARREN E.) ON H.C.**S145369**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

THOMAS (EDWARD) ON H.C.**S145446**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

PERSON (FREDERICK) ON H.C.

S145743**GILLIAM (LAWRENCE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218.)

Moreno, J., was absent and did not participate.

S146619**MASSE (GARY J.) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S147291**O'KEEFE (TIMOTHY) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S147322**WILLIAMS (JEREMY) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S147813**JERRY (RODNEY) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S147831**RILEY (STEVEN E.) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S147833**CALLES (ANTONIO A.) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S147861**LOPEZ (CARLOS GEOVANNI) ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S148073**WILLIAMS (TEDDY S.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Moreno, J., was absent and did not participate.

S148149

**PATTERSON (JEFFREY WADE)
ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S148227

BLANKS (DAVID) ON H.C.

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Moreno, J., was absent and did not participate.

S148311

LAZOS (FRANK) ON H.C.

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S148380

**SOLEZ (ANTHONY EDWARD)
ON H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S148425

**CARTER (BRIAN JOHN) ON
H.C.**

Petition for writ of habeas corpus denied.

Moreno, J., was absent and did not participate.

S148661

**FARLOUGH (DEXTER S.C.) ON
H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

Moreno, J., was absent and did not participate.

S149116

**STEVENS (LLOYD JEFFERY)
ON H.C.**

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

S149131

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**BURCH, JR. (WILLIAM E.) ON
H.C.**

S149139

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**WELLS (ROBERT STEVE) ON
H.C.**

S149209

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)
Moreno, J., was absent and did not participate.

**PRICE (WILLIAM HENRY) ON
H.C.**

S149313

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**JIMENEZ (RICHARDO
SALVADOR) ON H.C.**

S149315

Petition for writ of habeas corpus denied.
Moreno, J., was absent and did not participate.

**TAYLOR (ANTHONY LAMONT)
ON H.C.**

S147173 B182978 Second Appellate District, Div. 1

Publication request denied (case closed).
Moreno, J., was absent and did not participate.

**SERRAMALERA (PEDRO) v.
VERROCA (STEVEN)**

S148367 C051432 Third Appellate District

**DELTAKEEPER v. SOUTH SAN
JOAQUIN IRRIGATION
DISTRICT**

Publication request denied (case closed).
Moreno, J., was absent and did not participate.

S148388 A112693 First Appellate District, Div. 4

Publication request denied (case closed).
Moreno, J., was absent and did not participate.

**RIDEAU (ANTHONY) v.
TAYLOR (ROGER A.)**

S148394 B186235 Second Appellate District, Div. 1

Publication request denied (case closed).
Moreno, J., was absent and did not participate.

**BABER (BHUPINEER) v.
QUIZNO'S**

S148399 G036334 Fourth Appellate District, Div. 3

Publication request denied (case closed).
Moreno, J., was absent and did not participate.

**EDLER (DON) v. ROBSON
(DAVID)**

S148444 D048652 Fourth Appellate District, Div. 1

Depublication request denied (case closed).
Moreno, J., was absent and did not participate.

**F. (NICKOLAS) v. S.C. (HEALTH
& HUMAN SERVICES AGENCY)**

S148555 B190384 Second Appellate District, Div. 3

Publication request denied (case closed).
Moreno, J., was absent and did not participate.

C. (H.), IN RE

S148601 B180456 Second Appellate District, Div. 1

Publication request denied (case closed).
Moreno, J., was absent and did not participate.

**WILLIAMS (WILLIAM FRED),
MARRIAGE OF**

S149050 A112386 First Appellate District, Div. 1

Depublication request denied (case closed).
Moreno, J., was absent and did not participate.

**WOLFE (J. DENNIS) v. CITY OF
FREMONT**

S142913**DEAN (ERIC) ON H.C.**

Extension of time granted. On application of the Attorney General and good cause appearing, it is ordered that the time to serve and file the Respondent's Informal Response is extended to February 22, 2007.

S143723

C049915 Third Appellate District

S. (ANN), IN RE

Extension of time granted. On application of appellant and good cause appearing, it is ordered that the time to serve and file the appellant's response to the amicus curiae brief of Northern California Association of Counsel for Children and Legal Services for Children is extended to February 7, 2007.

S143999

B168730 Second Appellate District, Div. 2

**OLSON (CARL) v.
AUTOMOBILE CLUB OF
SOUTHERN CALIFORNIA**

Extension of time granted to March 12, 2007, to file appellants Carl Olson and Mark Seidenberg reply brief on the merits.

S149082**CANNON (GLENN) ON H.C.**

Extension of time granted. On application of the Attorney General and good cause appearing, it is ordered that the time to serve and file the Respondent's Informal Response is extended to February 22, 2007.

S055528**PEOPLE v. BARNWELL
(LAMAR)**

Counsel appointment order filed. Upon request of appellant for appointment of counsel, Geraldine S. Russell is hereby appointed to represent appellant Lamar Barnwell for habeas corpus/executive clemency proceedings related to the above automatic appeal now pending in this court.

S083899**PEOPLE v. BOOKER (RICHARD LONNIE)**

Record augmentation denied. In light of this court's recent filing of the original transcript of the February 28, 1996, grand jury selection proceedings, Appellant's "Motion to Augment the Record on Appeal," filed on December 5, 2006, is denied as moot. (Cf. Cal. Rules of Court, rule 8.625(e)(2).) Appellant's "Request for Judicial Notice," filed on December 5, 2006, is granted. This court will take judicial notice of the petition, order and docket sheet in case number E018917 in the Court of Appeal, Fourth Appellate District, Division Two. Appellant's "Request to Take Judicial Notice (Or, in the Alternative, Permission to File Supplemental Briefing)," filed on December 5, 2006, is granted in part and denied in part. The request for judicial notice of the constitutional challenges raised in the briefs in *People v. Stanley* (S022224) (see *People v. Stanley* (2006) 39 Cal.4th 913, 962-968) is denied. The alternative request for permission to file an appropriate supplemental brief is granted, limited to the issues raised in summary form at pages 224 to 226 of the Appellant's Opening Brief in this case. Permission to file a supplemental brief is granted on the ground that *People v. Schmeck* (2005) 37 Cal.4th 240, at page 304, outlines what this court considers the minimum sufficient to fairly present a claim for this court's purposes, but does not prohibit more extensive briefing should the appellant's counsel, in his or her judgment, believe that such briefing is warranted. Accordingly, any supplemental opening brief is to be served and filed on or before February 23, 2007. Respondent may address in the respondent's brief any arguments raised in the supplemental opening brief. Moreno, J., was absent and did not participate.

S050455**PEOPLE v. BEAMES (JOHN MICHAEL)**

Order filed. Appellant's request for judicial notice, filed on May 21, 2003, is denied.

S132772**GRISHAM (LESLIE) v. PHILIP MORRIS, U.S.A.**

Order filed. Defendants-Respondents Motion to Strike Plaintiff-Appellant Grisham's Supplemental Submissions of November 13, 2006, and October 26, 2006, is granted. Defendant's motion to seal the contents of these supplemental submissions is denied. Grisham's Third Request for Judicial Notice is denied.

Moreno, J., was absent and did not participate.

S140308 A107219/A108346 First Appellate District, Div. 1 **MURPHY (JOHN PAUL) v. KENNETH COLE PRODUCTIONS, INC.**

Request for judicial notice granted. Respondent's request for judicial notice, filed on June 8, 2006, is granted. Appellant's request for judicial notice, filed on August 21, 2006, is granted. Amici curiae Employers Group et al.'s request for judicial notice, filed on October 12, 2006, is granted. Amici

curiae California Employment Law Council et al. filed a request for judicial notice on October 24, 2006. The request that we take judicial notice of Exhibits 2-4, 6-15, and 30-33 is granted. The request that we take judicial notice of Exhibits 1, 5, and 16-29 is denied. Amicus curiae Yankee Candle Company, Inc.'s request for judicial notice, filed on November 17, 2006, is granted. Amicus curiae California Employment Lawyers Association filed a request for judicial notice on November 17, 2006. The request that we take judicial notice of Exhibits 1-2 and 4-11 is granted. The request that we take judicial notice of Exhibit 3 is denied. Respondent's supplemental request for judicial notice filed on December 19, 2006, is granted.

S142209 B172737/B172817 Second Appellate District, Div. 3 PROSPECT MEDICAL GROUP, INC. v. NORTHRIDGE EMERGENCY MEDICAL GROUP

Order filed. The application of American Medical Association for leave to join amicus curiae brief of the California Medical Association in support of respondents is hereby granted.

S116088

MOORE ON DISCIPLINE

Probation revoked. Good cause having been shown, it is hereby ordered that probation is revoked, the previously ordered stay of execution of suspension in the above entitled matter is lifted, and MARK ROBERT MOORE, State Bar No. 74804, must be actually suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. Credit toward the period of actual suspension must be given for the period of involuntary inactive enrollment which commenced on May 14, 2005, (Business & Professions Code section 6007(d)(3)). It is also ordered that respondent take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Respondent is ordered to provide satisfactory proof of attendance at remedial legal ethics courses within one year after the effective date of this order as recommended by the Review Department of the State Bar Court in its opinion filed October 26, 2006, as modified on November 30, 2006. Respondent is further ordered to comply with rule 955 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and are enforceable both as provided in Business & Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S147609

VAN SICKLE ON DISCIPLINE

Pet/writ of review denied; recommended discipline imposed.

It is ordered that DAVID M. VAN SICKLE, State Bar No. 167401, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including restitution and three months' actual suspension, recommended by the Review Department of the State Bar Court in its Opinion filed on August 24, 2006. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

Moreno, J., was absent and did not participate.

S149289**HULTMAN ON RESIGNATION**

Resignation accepted with disc. proceeding pending.*

The voluntary resignation of JON B. HULTMAN, State Bar No. 218458, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 9.20 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. and Prof. Code, § 6126, subd. (c).)

**CJP 2007-1-1 IN THE MATTER OF THE APPOINTMENT OF A JUDICIAL MEMBER
TO THE COMMISSION ON JUDICIAL PERFORMANCE**

Pursuant to the provision of article VI, section 8, subdivision (a), of the California Constitution, the following appointment is made to the Commission on Judicial Performance:

The Honorable Katherine Feinstein, Judge of the Superior Court of San Francisco, is appointed for a four-year term beginning March 1, 2007, and ending February 28, 2011.

